

STATE OF NEVADA



COMMISSION ON ETHICS

**COMMISSION PANEL DETERMINATION  
REGARDING JUST AND SUFFICIENT CAUSE**

NRS 281.511(3)

**COMMISSION PANEL: TIMOTHY CASHMAN AND RICK HSU**

**IN THE MATTER OF THE REQUEST FOR OPINION  
CONCERNING THE CONDUCT OF  
Wendy Rudder, Deputy Public Administrator  
Lincoln County**

**Request for Opinion  
No. 06-57**

On November 16, 2006, pursuant to NRS 281.462, a Commission panel reviewed the Executive Director's Report and Recommendation Regarding Just and Sufficient Cause, the request for opinion filed herein, and all related documents and determined that just and sufficient cause exists for the Commission to hold a hearing and render an opinion on the allegations that Ms. Rudder violated the provisions of NRS 281.481(1), NRS 281.481(2), NRS 281.481(3) and NRS 281.505.

Specifically, the panel recommended just and sufficient cause exists for the full Commission to hold a hearing and render an opinion regarding whether Ms. Rudder violated:

- NRS 281.481(1) by seeking or accepting an engagement, emolument or economic opportunity by storing estate property at a storage facility owned by Ms. Rudder and whether such conduct would tend improperly to influence a reasonable person in his position to depart from the faithful and impartial discharge of his public duties.
- NRS 281.481(2) by using her position as Lincoln County Deputy Public Administrator to secure or grant unwarranted privileges, preferences, or advantages for herself, any business entity in which she has a significant pecuniary interest or for her nephew, a person to whom she has a commitment in a private capacity to the interest of that person, when she employed her nephew and his wife to inventory and remove estate property and by storing said property in a storage facility owned by Ms. Rudder.
- NRS 281.481(3) by entering into contract between Lincoln County and a private storage business in which she has a significant pecuniary interest.

- NRS 281.505 by entering into contract between Lincoln County and a private storage business in which she has a significant pecuniary interest.

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS, and is scheduled for hearing on Wednesday, December 13, 2006 at 9:00 a.m. at the Department of Education, 1820 E. Sahara Avenue, 2<sup>nd</sup> Floor Conference Room, Las Vegas, Nevada 89104.

DATED: November 17, 2006

Pat Hearn

L. Patrick Hearn, Executive Director

CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this day at Carson City, Nevada, I placed a true and correct copy of the Commission Panel Determination Regarding Just and Sufficient Cause in an envelope and deposited same in the mail, postage prepaid, addressed as follows:

Wendy Rudder, Lincoln County Deputy Public Administrator  
Lincoln County District Attorney  
P.O. Box 60  
Pioche, NV 89043

Dated: November 17, 2006

Emily H. Nunez

Office Manager  
Nevada Commission on Ethics